

DOCKET NO.: 263605US6PCT

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

IN RE APPLICATION OF: Hubert HAUSER, et al

SERIAL NUMBER: 10/518,534

FILED: 30 December 2004

FOR: MARKING HEAT-TREATED SUBSTRATES

**RESPONSE TO NOTIFICATION OF DEFECTIVE RESPONSE**

COMMISSIONER FOR PATENTS

Box PCT

Alexandria, VA 22313

SIR:

Responsive to the notification dated July 6, 2005, and in accordance with the provisions of 35 U.S.C. 371, Applicants submit herewith a Rule 63 Declaration

The Rule 63 Declaration being filed herewith is accompanied by an English translation.

The translation is accurate (37 CFR 1.69.)

In light of the foregoing, this application is deemed to be in proper condition for examination and such favorable action is earnestly solicited.

Our payment in the amount of \$-0.00- is attached hereto. If any variance exists between the amount enclosed and the required Government fee, please charge or credit the difference to our Deposit Account No. 15-0030. A duplicate copy of this sheet is enclosed.

If these papers are not considered timely filed by the Patent and Trademark Office, then a petition is hereby made under 37 C.F.R. §1.136 and any additional fees required under 37 C.F.R. §1.136 for any necessary extension of time may be charged to Deposit Account No. 15-0030. A duplicate copy of this sheet is enclosed.

Respectfully submitted,

OBLON, SPIVAK, McCLELLAND,  
MAIER & NEUSTADT, P.C.



Gregory J. Maier  
Attorney of Record  
Registration No. 25,599  
Surinder Sachar  
Registration No. 34,423

Customer Number

**22850**

(703) 413-3000

**Corwin P. Umbach, Ph.D.**  
**Registration No. 40,211**



## UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE  
United States Patent and Trademark Office  
Address: COMMISSIONER FOR PATENTS  
P.O. Box 1450  
Alexandria, Virginia 22313-1450  
www.uspto.gov

U.S. APPLICATION NUMBER NO. 10/518,534	FIRST NAMED APPLICANT Hubert Hauser	ATTY. DOCKET NO. 263605US6PCT
INTERNATIONAL APPLICATION NO. PCT/FR03/01953		
LA. FILING DATE 06/25/2003	PRIORITY DATE 07/03/2002	

22850  
OBLON, SPIVAK, MCCLELLAND, MAIER & NEUSTADT, P.C.  
1940 DUKE STREET  
ALEXANDRIA, VA 22314

CONFIRMATION NO. 9522

371 FORMALITIES LETTER



\*OC000000016453721\*

Date Mailed: 07/06/2005

## NOTIFICATION OF DEFECTIVE RESPONSE

The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as a Designated / Elected Office (37 CFR 1.495)

- Priority Document
- Copy of the International Application filed on 12/30/2004
- English Translation of the IA filed on 12/30/2004
- Copy of the International Search Report filed on 12/30/2004
- Copy of IPE Report filed on 12/30/2004
- Preliminary Amendments filed on 04/07/2005
- Information Disclosure Statements filed on 04/21/2005
- Oath or Declaration filed on 06/24/2005
- Request for Immediate Examination filed on 12/30/2004
- U.S. Basic National Fees filed on 12/30/2004
- Priority Documents filed on 12/30/2004

RECEIVED: 7805  
OBLON, SPIVAK, MCCLELLAND  
MAIER & NEUSTADT, P.C.  
DOCKETING DEPT.

Initials/Date Docketed: 12/6/7805  
Type of Resp(s): Resp to Int. Resp.  
Due Date(s): 8-20-05 (AIM EXT)

Applicant's response filed 06/24/2005 is hereby acknowledged. The following requirements set forth in the NOTIFICATION of MISSING REQUIREMENTS mailed 06/20/2005 have not been completed.

The following items **MUST** be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

- Oath or declaration of the inventors, in compliance with 37 CFR 1.497(a) and (b), identifying the application by the International application number and international filing date. The current oath or declaration does not comply with 37 CFR 1.497(a) and (b) in that it:
  - is not executed in accordance with either 37 CFR 1.66 or 37 CFR 1.68.
  - The third inventor's citizenship is missing from the declaration.

Applicant is required to complete the response within a time limit of ONE MONTH from the date of this Notification or within the time remaining in the response set forth in the Notification of Missing Requirements, whichever is the longer. No extension of this time limit may be granted under 37 CFR 1.136, but the period for response set in the Notification of Missing Requirements may be extended under 37 CFR 1.136(a).

COPY

Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above (37 CFR 1.5)

*A copy of this notice **MUST** be returned with the response.*

WINSTON M ALVARADO

Telephone: (703) 308-9140 EXT 206

PART 1 - ATTORNEY/APPLICANT COPY

U.S. APPLICATION NUMBER NO.	INTERNATIONAL APPLICATION NO.	ATTY. DOCKET NO.
10/518,534	PCT/FR03/01953	263605US6PCT

FORM PCT/DO/EO/916 (371 Formalities Notice)